

REMARKS

It is noted, with appreciation, that the Examiner has indicated that claims 1-9 and 15-19 have been allowed.

Claims 10-14 have been rejected by the examiner under 35 U.S.C. § 101 because the claimed invention is directed toward non- statutory subject matter. This rejection is respectfully traversed.

The Examiner, in rejecting claims 10-14 notes that although claim 10 is directed to statutory subject matter and thus meets the § 101 requirement, paragraph [0107] of the instant specification states that the claimed 'computer program' may also take the form of a "signal" embodied on a computer readable medium. Since a "signal" does not fall within one of the four statutory classes of invention and since the full scope of this claim is properly read in light of the disclosure which encompasses non-statutory subject matter, the Examiner, believes that the claim is non-statutory. Accordingly in an effort to obviate the Examiner's rejection, the specification has been amended to eliminate all reference to computer programs which may take the form of a "signal." Accordingly, since the scope of the present claim no longer contemplates the inclusion of "a signal", it is believed that claims 10-14 are now allowable and that the present application containing claims 1-19 is in condition for allowance. Accordingly, reconsideration of the rejections and allowance of all the claims of the present application are respectfully requested.

Conclusion

In view of the above remarks, it is believed that claims are allowable.

Should there be any outstanding matters that need to be resolved in the present application, the Examiner is respectfully requested to contact Joseph A. Kolasch Reg. No. 22,463 at the telephone number of the undersigned below, to conduct an interview in an effort to expedite prosecution in connection with the present application.

If necessary, the Commissioner is hereby authorized in this, concurrent, and future replies to charge payment or credit any overpayment to Deposit Account No. 02-2448 for any additional fees required under 37.C.F.R. §§1.16 or 1.14; particularly, extension of time fees.

Dated: September 13, 2007

Respectfully submitted,

By 

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